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SUPERIOR COURT OF CALIFORNIA

COUNTY OF SAN MATEO

17 SIX4THREE, LLC, a Delaware limited
 18 liability company;

19 Plaintiff,

20 v.

21 FACEBOOK, INC., a Delaware
 22 corporation;
 MARK ZUCKERBERG, an individual;
 23 CHRISTOPHER COX, an individual;
 JAVIER OLIVAN, an individual;
 24 SAMUEL LESSIN, an individual;
 MICHAEL VERNAL, an individual;
 25 ILYA SUKHAR, an individual; and
 26 DOES 1 through 50, inclusive,

27 Defendants.
 28

Case No. CIV 533328

Assigned For All Purposes To
 Hon. V. Raymond Swope, Department 23

**SUPPLEMENTAL DECLARATION OF
 DAVID S. GODKIN IN RESPONSE TO
 CMO NO. 19
 REDACTED FOR PUBLIC FILING**

Hearing:

Time

Department: 23

Judge: Honorable V. Raymond Swope

Filing Date: April 10, 2015

Trial Date: April 25, 2019

1 I, David S. Godkin, declare:

2 1. I am a partner at the law firm of Birnbaum & Godkin, LLP, counsel of record for
3 Plaintiff Six4Three, LLC ("643") in this case. I make this Supplemental Declaration from
4 personal knowledge, and if called to testify, I could and would competently testify thereto.

5 2. The Court's email of today's date directs me to serve a supplemental declaration.
6 This declaration is being served pursuant to that Order.

7 3. The references in my March 5, 2019 declaration to "my firm" include both my
8 personal compliance as well as the compliance of my firm's employees.

9 4. To the best of my knowledge, the individuals identified in my March 5, 2019
10 declaration are the only persons to whom I, my employees and my firm provided Facebook's
11 confidential and highly confidential information, and such information was provided in
12 conformance with the Protective Order. At no time did I, my employees or my firm direct,
13 authorize, condone, or otherwise sanction the release, disclosure, or commentary by Mr.
14 Kramer, Mr. Scaramellino, experts and consultants of any confidential or highly confidential
15 information to any third party. Other than the disclosure of Facebook information to the DCMS
16 Committee by Mr. Kramer in November 2018, I, my employees and my firm are not aware of
17 any such activity.

18 5. **Redacted** is the previously unidentified retained consultant I referred to in my
19 February 28, 2019 declaration.

20 I declare under the penalty of perjury under the laws of the State of California that the
21 foregoing is true and correct.

22 Executed March 6, 2019 at Boston, Massachusetts.

23 
24 David S. Godkin
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CERTIFICATE OF SERVICE

I, Jennifer Cuellar, declare:

I am a citizen of the United States, am over the age of eighteen years, and am not a party to or interested in the within entitled cause. My business address is 88 Kearny Street, 10th Floor, San Francisco, California 94108.

On March 6, 2019, I served the following document(s) on the parties in the within action:

SUPPLEMENTAL DECLARATION OF DAVID S. GODKIN IN RESPONSE TO CMO NO. 19

X	<p>VIA MAIL: I am familiar with the business practice for collection and processing of mail. The above-described document(s) will be enclosed in a sealed envelope, with first class postage thereon fully prepaid, and deposited with the United States Postal Service at San Francisco, California on this date, addressed as listed below.</p> <p>Six4Three, LLC 1267 Chestnut Street, Apt. 6 San Francisco, CA 94109</p> <p>Six4Three, LLC 2098 8th Avenue, 51 New York, NY 10026</p> <p>Sonal N. Mehta Durie Tangri 217 Leidesdorff Street San Francisco, CA 94111</p>
X	<p>VIA E-MAIL: I attached the above-described document(s) to an e-mail message, and invoked the send command at approximately _____ AM/PM to transmit the e-mail message to the person(s) at the e-mail address(es) listed below. My email address is jcuellar@mpbf.com</p>

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Attorneys for Facebook, Inc.

19 I declare under penalty of perjury under the laws of the State of California that the foregoing is
20 a true and correct statement and that this Certificate was executed on March 6, 2019.

21 By 
22 Jennifer Cuellar